



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

SEP 05 2013

REPLY TO THE ATTENTION OF:

Mary Ann Heidemann
Manager of Grant and Government Programs
Minnesota Historical Society
345 Kellogg Boulevard West
St. Paul, Minnesota 55102-1903

RE: Koda Energy, LLC
Cultural Resource Assessment

Dear Ms Heidemann:

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), 16 U.S.C. § 470, et seq., I am writing to notify you that the U.S. Environmental Protection Agency has reviewed a cultural resource assessment related to a modification at Koda Energy in Shakopee, Minnesota to determine what impact there may be on listed or eligible historic properties. Specifically, EPA notified Koda Energy that it is required to implement steps to assure compliance with the NHPA and its implementing regulations. As part of that process, EPA directed Koda Energy to conduct certain activities to assist in determining if historic properties will be affected by the proposed modification. The purpose of this letter is to seek concurrence from you on our determination that the proposed project will have no adverse effect in relation to the proposed air quality permit for this facility.

Koda Energy is proposing to modify its existing plant located in Shakopee, Minnesota (Scott County). The proposed modifications require an air permit under the Prevention of Significant Deterioration (PSD) program pursuant to the federal Clean Air Act (CAA). The Minnesota Pollution Control Agency (MPCA) has been delegated authority by the EPA to issue PSD permits under the federal PSD regulations set forth at 40 C.F.R. Part 52. The proposed modifications will include installation of a dry sorbent injection system on the boiler and installation of sulfur dioxide monitors. Koda provided an analysis of impacts from the proposed project to EPA on August 21, 2013. The analysis was prepared by Bolton and Menk, Inc., and is enclosed for your review. Based upon the information submitted and EPA's understanding of the proposed modifications, EPA finds that the proposed project will have no adverse effect on any listed or eligible historic properties. By this letter, EPA is fulfilling its obligations pursuant to Section 106 of the NHPA for the Koda Energy permitting action before MPCA. If you have any

questions with respect to this letter or disagree with this determination, please contact me at (312) 353-4761, or Jennifer Darrow, of my staff, at (312) 886-6315.

Sincerely,

A handwritten signature in cursive script, reading "Genevieve Damico".

Genevieve Damico, Chief
Air Permits Section

Enclosures

cc: Tarik Hanafy, MPCA